
By: **Senators Brochin, Grosfeld, Hollinger, Klausmeier, and Stone**
Introduced and read first time: January 20, 2003
Assigned to: Judicial Proceedings

A BILL ENTITLED

1 AN ACT concerning

2 **Criminal Procedure - Period of Probation After Judgment for Sexual**
3 **Offenses Against Minors**

4 FOR the purpose of authorizing the court to extend the maximum period of probation
5 after judgment for certain defendants convicted of certain sexual offenses
6 involving a victim who is a minor; and generally relating to the authority of the
7 court to order certain periods of probation after judgment for certain offenses
8 under certain circumstances.

9 BY repealing and reenacting, with amendments,
10 Article - Criminal Procedure
11 Section 6-222
12 Annotated Code of Maryland
13 (2001 Volume and 2002 Supplement)

14 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
15 MARYLAND, That the Laws of Maryland read as follows:

16 **Article - Criminal Procedure**

17 6-222.

18 (a) A circuit court or the District Court may:

19 (1) impose a sentence for a specified time and provide that a lesser time
20 be served in confinement;

21 (2) suspend the remainder of the sentence; and

22 (3) EXCEPT AS PROVIDED IN SUBSECTIONS (B) AND (C) OF THIS SECTION,
23 order probation for a time longer than the sentence but not longer than:

24 (i) 5 years if the probation is ordered by a circuit court; or

25 (ii) 3 years if the probation is ordered by the District Court.

1 (b) The court may extend the probation beyond the time allowed under
2 subsection (a) of this section if:

3 (1) the defendant consents in writing; and

4 (2) the extension is only for making restitution.

5 (C) IF THE DEFENDANT IS CONVICTED OF A VIOLATION OF § 3-303, § 3-304, §
6 3-305, § 3-306, § 3-307, OR § 3-602 OF THE CRIMINAL LAW ARTICLE INVOLVING A
7 VICTIM WHO IS A MINOR, THE COURT MAY ORDER PROBATION FOR A TIME LONGER
8 THAN THE SENTENCE BUT NOT LONGER THAN A PERIOD EQUAL TO THE MAXIMUM
9 PERIOD OF CONFINEMENT AUTHORIZED FOR THE OFFENSE.

10 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
11 October 1, 2003.